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MAY 04 2009

DEPARTMENT OF
WATER RESOURCES

Attorneys for Objector:
BOISE PROJECT BOARD OF CONTROL

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

— In Re SRBA)

Case No. 39576)

Subcase Nos. 63-127B, 128B, 129B, 130B,
131B and 178B

**BOISE PROJECT BOARD OF
CONTROL'S WITNESS DISCLOSURE
STATEMENT**

COMES NOW, the Respondent, Boise Project Board of Control, by and through its attorneys of record, Barker Rosholt & Simpson LLP, and pursuant to this Court's Trial Scheduling Order dated December 3, 2009, hereby discloses the following witnesses.

On March 24, 2009, the Court vacated the trial and pretrial schedule and set a Scheduling Conference for May 5, 2009. Given the amended objections, it seems premature to file a witness disclosure statement at this time. The Boise Project Board of Control reserves the right to revise this witness disclosure when a new Scheduling Order is issued.

Without waiving this objection, Boise Project Board of Control identifies the following individuals who may be called as witnesses in the trial of this matter.

1. Lee Cisco, former Water Master, District 63.
2. Rex Barrie, current Water Master, District 63.
3. Paul Deveau, Manager, Boise Project Board of Control.
4. Ken Henley, former Manager, Boise Project Board of Control.
5. Jerry Gregg, Bureau of Reclamation.
6. Brian Sauer, Bureau of Reclamation.
7. Rick Wells, Bureau of Reclamation.
- ~~8. Bob Suter, Idaho Department of Water Resources, retired.~~

The Boise Project Board of Control also reserves the right to call such Idaho Department of Water Resources employees who were involved in the recommendation for the Season of Use, including the Director, whose names are not currently known to the Boise Project. The Boise Project Board of Control reserves the right to call any and all Tree Top Ranches' officers, directors, and employees, and any of Objectors and their employees. The Boise Project Board of Control also reserves the right to call such other witnesses as may be identified by Tree Top or the other parties in their Witness Disclosure.

DATED THIS 1st day of May, 2009.

BARKER ROSHOLT & SIMPSON LLP



Albert P. Barker
Attorney for Boise Project Board of Control

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of May, 2009, I served a true and correct copy of the foregoing **BOISE PROJECT BOARD OF CONTROL'S WITNESS DISCLOSURE STATEMENT** on the following by U.S. Mail:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

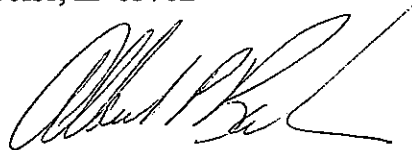
Tree Top Ranches LP
914 Houston Road
Boise, ID 83706

Director of IDWR
PO Box 83702
Boise, ID 83720-0098

US Department of Justice
Environmental and Natl' Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Scott L. Campbell
101 South Capitol Blvd 10th Floor
~~PO Box 829~~
Boise, ID 83701-0829

Dana L. Hoffstetter
608 West Franklin Street
~~Boise, ID 83702~~



Albert P. Barker
Attorney for Objector Boise Project Board
of Control